

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X	:	
JITENDRA VEKARIA,	:	Case No. 1:22-cv-03197-JPC
	:	
Plaintiff,	:	
	:	
-against-	:	
	:	
MTHREE CORPORATE CONSULTING, LTD.,	:	
JOHN WILEY & SONS, INC., ECI PARTNERS	:	
LLP, ALEX HEADLEY, BENJAMIN TOWN,	:	
THOMAS SEYMOUR, and RICHARD	:	
CHAPMAN,	:	
	:	
Defendants.	:	
-----X	:	

**DEFENDANTS JOHN WILEY & SONS, INC. AND MTHREE CORPORATE  
CONSULTING, LTD.’S NOTICE OF PARTIAL MOTION TO DISMISS PLAINTIFF’S  
FIRST AMENDED COMPLAINT**

Pursuant to Federal Rule of Civil Procedure 12(b)(6), Defendants John Wiley & Sons, Inc. (“Wiley”) and Mthree Corporate Consulting, Ltd. (“Mthree”), by and through their undersigned counsel, respectfully move to dismiss Counts Three, Four, Seven, Eight, and Nine of Plaintiff Jitendra Vekaria’s First Amended Complaint, and for other and further relief as the Court deems just and proper. In support, Wiley and Mthree submit a Memorandum of Law dated February 3, 2023, which is being filed contemporaneously with this motion.

Dated: Hoboken, New Jersey  
February 3, 2023

Respectfully submitted,

By: /s/ Kevin H. Kim  
Kevin H. Kim  
John Wiley & Sons, Inc.  
111 River Street  
Hoboken, New Jersey 07030  
Phone: (201) 748-5809

Fax: (201) 748-6500  
kkim2@wiley.com

*Attorney for Defendants John Wiley & Sons, Inc.,  
Mthree Corporate Consulting, Ltd., and Thomas  
Seymour*

**CERTIFICATE OF SERVICE**

I hereby certify that on February 3, 2023, a copy of the foregoing Defendants John Wiley & Sons, Inc. and Mthree Corporate Consulting, Ltd.'s Notice of Partial Motion to Dismiss Plaintiff's First Amended Complaint, and Defendants John Wiley & Sons, Inc. and Mthree Corporate Consulting, Ltd.'s Memorandum of Law in Support of Their Partial Motion to Dismiss Plaintiff's First Amended Complaint were served upon the following counsel of record by the Court's CM/ECF system:

**Counsel for Plaintiff Jitendra Vekaria**

Travis Tatko  
Capell Barnett Matalon & Schoenfeld LLP  
1385 Broadway, 12th Floor  
New York, NY 10018  
212-661-1144  
Fax: 888-419-0650  
Email: travistatko@nysbusinesslaw.com

**Counsel for Defendants Richard Chapman and ECI Partners LLP**

Clay J. Pierce  
Faegre Drinker Biddle & Reath LLP  
1177 Avenue of the Americas  
41st Floor  
New York, NY 10036  
212-248-3186  
Email: clay.pierce@faegredrinker.com

Andrew Lawrence Van Houter  
Faegre Drinker Biddle & Reath LLP  
600 Campus Drive  
Florham Park, NJ 07932  
973-549-7018  
Email: andrew.vanhouter@faegredrinker.com

/s/ Kevin H. Kim  
Kevin H. Kim